

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **STAMM et al**

Application No.: **Not Yet Assigned**

Filed: **September 22, 2003**

For: **Capsules Containing Fenofibrate Compositions**

Docket No: **107664.115US11**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449 Form.

The submission of this Information Disclosure Statement does not represent that a search has been made and does not constitute an admission that the listed documents are material to patentability or that the listed documents are prior art.

Pursuant to 37 CFR § 1.98(d), the documents listed on the attached PTO-1449 Form are not being submitted herewith since they were previously submitted by Applicants and/or cited by the PTO in one or more of the pending applications and/or issued patents to which the present application claims priority. This Information Disclosure Statement is being submitted with the application. Accordingly, no fee is due.

Applicants respectfully request that the Examiner initial and return a copy of the enclosed PTO-1449 Form with the next communication from the Patent Office.

Respectfully submitted,

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Substitute for form 1449A/PTO					<i>Complete if Known</i>	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT					Application Number	
					Filing Date	
					First Named Inventor	Stamm
					Group Art Unit	
					Examiner Name	
Sheet	1	of	2		Attorney Docket Number	107664.115

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Signature		Date Considered	
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***EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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<p>Substitute for form 1449B/PTO</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p><i>(use as many sheets as necessary)</i></p>				<p>Complete if Known</p> <table border="1"> <tr> <td>Application Number</td> <td></td> </tr> <tr> <td>Filing Date</td> <td></td> </tr> <tr> <td>First Named Inventor</td> <td>Stamm</td> </tr> <tr> <td>Group Art Unit</td> <td></td> </tr> <tr> <td>Examiner Name</td> <td></td> </tr> <tr> <td>Attorney Docket Number</td> <td>107664.115</td> </tr> </table>		Application Number		Filing Date		First Named Inventor	Stamm	Group Art Unit		Examiner Name		Attorney Docket Number	107664.115
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OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

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